IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 17TH JULY 2007 / 26TH ASHADHA 1929

Bail Appl..No. 4321 of 2007()

CR.305/07 OF TALIPARAMBA POLICE STATION, KANNUR

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PETITIONER/ACCUSED NO.1:

HAMZA @ VENDEN HAMZA, S/O.UMMER MOULAVI,
AGED 34 YEARS, KUTTUKKAN HOUSE, NEAR MADRASSA,
TALIPARAMBA P.O., TALIPARAMBA AMSOM, DESOM,
TALIPARAMBA TALUK, KANNUR DISTRICT.

BY ADV. SRI.V.A.SATHEESH
SRI.V.T.MADHAVANUNNI
SRI.V.JOHN SEBASTIAN RALPH

RESPONDENTS: COMPLAINANT:

STATION HOUSE OFFICER,
TALIPARAMBA POLICE STATION, KANNUR DISTRICT
(CRIME NO.305/2007 OF TALIPARAMBA POLICE STATION,
KANNUR DISTRICT), REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA AT ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/07/2007, A/W.BA 4327 & 4329/07 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.Nos. 4321, 4327 & 4329 of 2007

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Dated this the 16th day of July, 2007

O R D E R

The common petitioner in these petitions faces allegations, inter alia, under Section 436 I.P.C. in three different crimes. Investigation is in progress. The petitioner has been arrested and he remains in custody from 26.5.2007. The crux of the allegation is that the petitioner, along with other accused, had indulged in wanton acts of violence in respect of a series of incidents on account of political animosity. It is submitted that the co-accused have already been granted bail, subject to conditions. The petitioner may also be granted bail, he having remained in custody from 26.5.2007, submits the counsel.

2. The learned Prosecutor does not seriously oppose the application and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) These applications are allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months from the date of his release and thereafter as and when directed by the Investigating Officer in writing to do so.

(c) The petitioner shall not for a period of one month from the date of his release enter the jurisdiction of Taliparamba police station, except for the purpose of complying with condition No.(b) above.

(R. BASANT)
Judge

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